IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7961 OF 2004

Bhalchandra Anant Modak ... Petitioner

Versus

State of Maharashtra and Ors. Respondents

Mr. A.M. Shete with Mr. S.S. Desai for Petitioner.

Mr. D.A. Patil, A.G.P. for Respondent Nos. 1 and 2.

CORAM : F.I. REBELLO,J.
DATED : OCTOBER 19, 2005

P.C.

. Rule.

. The learned A.G.P. waives notice for Respondent No. 1. In view of the order to be passed, notice on Respondent Nos. 2 and 3 dispensed with.

. The revision preferred by the Petitioners agaisnt the recovery certificate was dismissed on failure by the Petitioner in depositing 50% amount. Time is granted to Petitioners to deposit the amount within further period of six weeks from

today. If within such time, the amount is deposited, impugned order is set aside and the revision application to stand restored. On failure to deposit the amount order passed in revision application to stand confirmed. Rule made absolute accoridngly. No order as to costs.

(F.I. REBELLO,J.)